

REMARKS

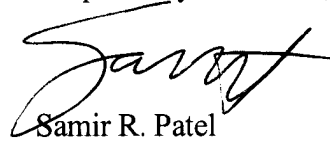
This paper is filed in response to the Notice of A Non-Compliant Amendment mailed January 5, 2010 (the "Notice"). Claims 1-41, 4-49 are currently pending in this application, with only claims 1-15, 21-30, 36-40 and 44-49 being currently under examination.

The Notice concluded that the Response filed on September 18, 2009 (the "Response") was non-compliant because claims 42 and 43 were missing sequence identifiers. This reason for finding the Response non-compliant is highly surprising at this stage of prosecution given that claims 42 and 43 were withdrawn from consideration more than 2 years ago. In fact, both this Examiner and the former Examiner have accepted these claims on all previous occasions without any objections. Nevertheless, in order to advance the prosecution of the instant application, Applicant has cancelled claims 42 and 43.

Applicant respectfully submits that the deficiencies listed in the Notice have been fully addressed and a properly corrected section of the non-compliant amendment has been submitted. In addition, Applicant respectfully requests reconsideration of the pending claim in light of the arguments presented in the Response, which are incorporated herein by reference.

Applicant respectfully requests that any questions concerning this matter be directed to the undersigned at (901) 396-3133. Please charge any deficiency and/or credit any overpayment to Deposit Account No. 132546.

Respectfully submitted,


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